



Ernie Fletcher  
Governor

LaJuana S. Wilcher, Secretary  
Environmental and Public  
Protection Cabinet

Christopher L. Lilly  
Commissioner  
Department of Public Protection

Honorable John N. Hughes  
Attorney at Law  
124 West Todd Street  
Frankfort, KY 40601

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

Mark David Goss  
Chairman

Teresa J. Hill  
Vice Chairman

Gregory Coker  
Commissioner

July 18, 2006

CERTIFICATE OF SERVICE

RE: Case No. 2004-00433  
Express Telephone Services, Inc.

I, Beth O'Donnell, Executive Director of the Public Service Commission, hereby certify that the enclosed attested copy of the Commission's Order in the above case was served upon the addressee by U.S. Mail on July 18, 2006.

A handwritten signature in black ink, appearing to read "Beth O'Donnell", written over a horizontal line.

Executive Director

BOD/jc  
Enclosure

Honorable John N. Hughes  
Attorney at Law  
124 West Todd Street  
Frankfort, KY 40601

Vanessa J. Wilson  
Express Telephone Services, Inc.  
6331 Grapevine Highway  
Suite 250  
N Richland Hill, TX 76180



authorization or electronically recorded authorization of Ms. Lynn by which she properly authorized the specific details of the carrier change.

On or about October 12, 2004, Yettie Nesselrotte reported to Commission Staff by telephone that her telephone service had been changed to Express Telephone without her authority or permission. After investigation, Commission Staff was unable to obtain any written authorization or electronically recorded authorization of Ms. Nesselrotte by which she properly authorized the carrier change.

On or about October 22, 2004, Latoya Mansfield reported to Commission Staff by telephone that her telephone service had been changed to Express Telephone without her authority or permission. After investigation, Commission Staff has been unable to obtain any written authorization or electronically recorded authorization of Ms. Mansfield by which she properly authorized the carrier change.

By Order dated December 8, 2004, the Commission established a schedule of procedures and a hearing to allow Express Telephone to show cause why it should not be held liable for the three alleged violations of KRS 278.535. On January 7, 2005, Express Telephone moved to postpone the hearing in order to conduct settlement negotiations, and the Commission granted the motion. Counsel for Express Telephone offered \$500 to satisfy all three complaints. Express Telephone stated that it had removed all outstanding balances from the Complainants' accounts.

No further complaints have been received against Express Telephone and, because Express Telephone no longer provides service in Kentucky, is no longer registered with the Kentucky Secretary of State, has failed to file its gross annual statement, and has failed to pay its annual assessment as required by KRS 278.130,

KRS 178.140 and KRS 278.150, the Commission finds that further proceedings would be wasteful. The Commission further finds, however, that should Express Telephone seek to again provide service in Kentucky, it must pay a fine of \$1,500 in addition to paying all assessments and penalties owed pursuant to KRS 278.130, KRS 278.140 and KRS 278.150.

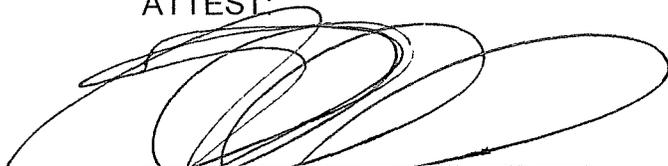
IT IS THEREFORE ORDERED that:

1. This case is dismissed and is removed from the Commission's docket.
2. If Express Telephone seeks to provide service again in Kentucky, it shall first pay a fine of \$1,500 in addition to all monies owed pursuant to KRS 278.130, KRS 278.140 and KRS 278.150.

Done at Frankfort, Kentucky, this 18th day of July, 2006.

By the Commission

ATTEST:



Executive Director